

104TH CONGRESS  
2D SESSION

# S. 2184

To require the Commissioner of the Food and Drug Administration to issue regulations limiting the advertising of cigarettes and smokeless tobacco over the Internet, and for other purposes.

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## IN THE SENATE OF THE UNITED STATES

OCTOBER 1, 1996

Mr. LAUTENBERG introduced the following bill; which was read twice and referred to the Committee on Commerce, Science, and Transportation

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## A BILL

To require the Commissioner of the Food and Drug Administration to issue regulations limiting the advertising of cigarettes and smokeless tobacco over the Internet, and for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Tobacco-Free Chil-  
5       dren’s Internet Act of 1996”.

6       **SEC. 2. DEFINITIONS.**

7       For purposes of this Act, the following definitions  
8       shall apply:

1 (1) CHILD.—The term “child” means an indi-  
2 vidual who has not attained the age of 18.

3 (2) CIGARETTE.—The term “cigarette” means  
4 any roll of tobacco wrapped in—

5 (A) paper or any substance not containing  
6 tobacco; or

7 (B) tobacco if, because of its appearance,  
8 type, packaging, or labeling, the roll wrapped in  
9 tobacco is likely to be offered to, or purchased  
10 by, consumers as a cigarette.

11 (3) COMMISSIONER.—The term “Commis-  
12 sioner” means the Commissioner of the Food and  
13 Drug Administration.

14 (4) INTERNET; INTERACTIVE COMPUTER SERV-  
15 ICE.—The terms “Internet” and “interactive com-  
16 puter service” have the meaning given those terms  
17 in section 230(e) of the Communications Act of  
18 1934.

19 (5) SMOKELESS TOBACCO.—The term “smoke-  
20 less tobacco” means any cut, ground, powdered, or  
21 leaf tobacco that, because of its appearance, type,  
22 packaging, or labeling is likely to be offered to, or  
23 purchased by, consumers as a tobacco product to be  
24 placed in the oral or nasal cavity.

1 **SEC. 2. REGULATIONS.**

2       As soon as practicable after the date of enactment  
3 of this Act, the Commissioner shall issue regulations limit-  
4 ing the advertising of cigarettes and smokeless tobacco  
5 over the Internet or other interactive computer service  
6 within the United States in a manner consistent with the  
7 regulations issued by the Commissioner on August 28,  
8 1996, at 61 Fed. Reg. 44396 et seq.

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